

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3710-01  
Bill No.: HB 1593  
Subject: Correction Officers, Sheriff's Jailers: Post Training  
Type: Original  
Date: February 4, 2002

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
General Revenue	(\$376,258 to Unknown)	(\$309,918 to Unknown)	(\$315,573 to Unknown)
<b>Total Estimated Net Effect on <u>All</u> State Funds *</b>	<b>(\$376,258 to Unknown)</b>	<b>(\$309,918 to Unknown)</b>	<b>(\$315,573 to Unknown)</b>

\* Unknown Costs are estimated to exceed \$100,000 annually.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
<b>Local Government*</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

\* Costs on a statewide basis are expected to exceed \$100,000 annually.

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

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## **FISCAL ANALYSIS**

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### **ASSUMPTION**

Officials of the **Department of Public Safety** stated that this proposal would add new duties to their department. Officials stated that the POST Commission would be required to determine a course of instruction, and would certify Correction Officers, and would need to draft rules on the regulation of Correction Officers. Officials stated they would need additional FTE as follows: 1) 1 Clerk Typist to assist with the duties associated with the POST Commission and to certify Corrections Officers; 2) 1 Investigator II to investigate and determine officers that are in violation of regulations for officers; 1 Program Specialist to oversee and implement certification for officers within the POST program; and 1 Program Representative to assist in the implementation of the certification of Corrections Officers. The POST program licenses Peace Officers and the cost is based on doing the same for Corrections Officers based on the requirement of the bill. Officials stated that there would need to rental office space to house the 4 new FTE. Officials estimated annual rental costs at \$13,500. Officials estimate the cost of personnel, fringe benefits, equipment and expense at \$376,258 for 10 mo. of FY 2003; and in FY 2004 officials estimate costs at \$309,918; and \$ 315,573 in FY 2005.

Officials of the **Department of Corrections** stated that they are unsure what modifications and enhancements to the current training program would be required due to passage of this proposal. Officials assume this would depend on mandates from the Commission, however, the fiscal impact is Unknown and assumed to be significant or in excess of \$100,000 per year. Officials stated that their current budget has training appropriations for Correction Officers as well as other staff.

**Newton County** officials assume no fiscal impact.

Officials of the **Jefferson County Commission** assume if they would have to provide POST training for their Jailers that it would cost the county \$2,300 at the year of inception, plus \$100 per each additional Jailer hired.

**Oversight** assumes that costs to counties for POST training for the Sheriff's Jailers would depend upon the amount of turn-over of Jailers a county would experience and how often. Oversight will range fiscal impact to counties on a statewide basis from \$0 to (Unknown), and would expect costs to exceed \$100,000 the first year, and would taper off in FY's 2004 and 2005

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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**GENERAL REVENUE FUND**

<u>Cost</u> to Public Safety			
Personal Service (4.0 FTE)	(\$137,166)	(\$168,714)	(\$172,931)
Fringe Benefits	(\$46,774)	(\$57,531)	(\$58,969)
Equipment	(\$92,996)	(\$35,101)	(\$35,101)
Expense	(\$99,322)	(\$48,572)	(\$48,572)
<b><u>Total</u></b> Cost to Dept. of Public Safety	<b><u>(\$376,258)</u></b>	<b><u>(\$309,918)</u></b>	<b><u>(\$315,573)</u></b>

<u>Cost</u> to Department of Corrections establishing Corrections Officer Certification Program *	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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<b>ESTIMATED NET EFFECT TO STATE GENERAL REVENUE FUND</b>	<b><u>(\$376,258 to Unknown)</u></b>	<b><u>(\$309,918 to Unknown)</u></b>	<b><u>(\$315,573 to Unknown)</u></b>
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\* **Unknown Costs are estimated to exceed \$100,000 annually.**

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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<u>Cost</u> to Certain Counties			
POST training for Sheriff's Jailers *	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>

\* **Cost on a statewide basis are expected to exceed \$100,000 in FY 2003, then taper off.**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This bill requires candidates for the office of sheriff to have a high school diploma or general equivalency diploma and to have at least two years of law enforcement experience.

DESCRIPTION (continued)

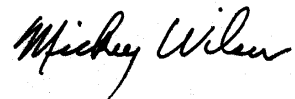
The bill also includes jailers in the definition of "peace officer," thus requiring jailers to get training under the peace officer standards and training law. The bill also revises the composition of the Peace Officer Standards and Training Commission.

The bill also establishes the Corrections Officers Certification Program which, after July 1, 2003, will allow corrections officers to become POST certified after completing an instruction course.

This legislation is not federally mandated, would not duplicate any other program and would require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Corrections  
Department of Public Safety  
Newton County  
Jefferson County



Mickey Wilson, CPA  
Acting Director  
February 4, 2002